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7
8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA
10

11 UNITED STATES OF AMERICA,
12
13 Plaintiff,

14 vs.

15 MANUEL MARIO VASQUEZ-PEREZ,
16 Defendant.

3:12-cr-00055-RCJ-VPC
3:08-cr-00049-LRH-WGC

**ORDER TO
CONSOLIDATE CASES BEFORE
HONORABLE LARRY R. HICKS**

17 CERTIFICATION: This Motion is timely filed. No prescribed deadline is associated with this
18 type of Motion.

19 Defendant, MANUEL MARIO VASQUEZ-PEREZ, by and through his attorney of
20 record, RAMÓN ACOSTA, Assistant Federal Public Defender, hereby moves this Honorable Court
21 for an order reassigning the above-entitled matter with a related case, Case No. 3:08-cr-00049-LRH-
22 WGC. The relief sought is based on the following Points and Authorities.

23 **POINTS AND AUTHORITIES**

24 The Indictment in 3:12-cr-00055-RCJ-VPC charged one count in violation of 8 U.S.
25 C. § 1326 (a) (Unlawful Reentry by a Deported, Removed or Excluded Alien). An
26 initial/arraignment and plea hearing was conducted on June 7, 2012. Mr. Vasquez-Perez plead not
27 guilty and the case was set for trial on August 7, 2012, at 9:00 a.m.

28 A related case before Honorable Larry R. Hicks is Case No. 3:08-cr-00049-LRH-

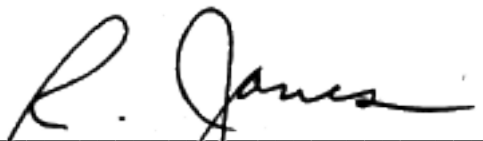
1 WGC. Mr. Vasquez-Perez is charged with violation of supervised release. The violation is based
2 on the unlawful re-entry into the United States. Mr. Vasquez-Perez made an initial appearance on
3 June 7, 2012. At a final revocation hearing scheduled for June 25, 2012, Mr. Vasquez-Perez requests
4 that his two cases be consolidated. The Court continued the final revocation hearing until July 25,
5 2012, at 10:00 a.m. to allow counsel time to file a Motion to Consolidate the two cases. Judge Hicks
6 indicated that he would accept the consolidation of the two cases in his Court.

7 The undersigned is counsel for Mr. Vasquez-Perez in both cases. The Assistant U.S.
8 Attorney prosecuting both cases is Ronald C. Rachow. Mr. Rachow is not opposed to this Motion
9 for consolidation.

10 Fed.R.Crim.P. 8(a) allows the Court to join offenses. "The indictment or information
11 may charge a defendant in separate counts with 2 or more offenses if the offenses charged . . . are
12 of the same or similar character, . . . or are connected ." Fed.R.Crim.P. 8(a) The two cases herein
13 allege offense charges that are related in nature and time.

14 The consolidation of the two cases will serve both the interest of justice as well as
15 judicial economy. The case before Judge Hicks is the older of the two cases. Judge Hicks is familiar
16 with this Defendant based on the 2008 case. Mr. Vasquez-Perez agrees to the consolidation of the
17 two cases.

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19 IT IS SO ORDERED.

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24 ROBERT C. JONES
25 Chief District Judge

26 Dated: This 6th day of July, 2012.
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